

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

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FEDERAL INSURANCE COMPANY, as subrogee of)
WYNN A. SAYMAN and ELIZABETH SAYMAN,)

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Plaintiff,) U.S. DISTRICT COURT
) DISTRICT OF MASS.
)
v.) Civil Action No.: 04-30071-KPN
)
BERKSHIRE PROPANE, INC., a division and)
subsidiary of BERKSHIRE ENERGY RESOURCES,)
a Massachusetts Business Trust,)
)
Defendants.)

NOTICE OF DISMISSAL, WITH PREJUDICE

Federal Insurance Company, as subrogee of Wynn A. Sayman and Elizabeth Sayman, the plaintiff in the above-referenced, hereby gives notice, pursuant to Fed. R. Civ. P. 41(a)(1)(i), of its voluntary dismissal of this action and the claims asserted in this litigation, all with prejudice and without costs.

Dated: May 10
April, 2004

THE PLAINTIFF,
FEDERAL INSURANCE COMPANY, as
subrogee of WYNN A. SAYMAN and
ELIZABETH SAYMAN,

By:


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